IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORIGINAL SIDE

APPEAL NO.781 OF 1997
IN
CHAMBER SUMMONS NO.349 OF 1994
IN
SUIT NO.954 OF 1987

1. Ms.G.Sukumari & ors. Appellants
vs.
1. The Bank of Tokyo Limited & ors. Respondents

Mr.U.J.Makhija for the appellants.

Mr.Sangram Suryavanshi i/b.M/s.Thakore Jariwala & Associates for the respondents.

CORAM : R.M. LODHA &
ANOOP V. MOHTA, JJ.

DATED : 17th January 2006

P.C.

In view of the events that had taken place subsequent to the impugned order, Mr.U.J.Makhija, the learned counsel for the appellant submits that the appeal has become infructuous. He is right. It would be seen that aggrieved by the order passed by the Prothonotary & Senior Master permitting the change of advocates of the first defendant-firm, the plaintiffs took out chamber summons. By the order dated August 5, 1997 that is impugned in the appeal, the learned Chamber Judge set aside the order of the Prothonotary & Senior Master. Thereafter the Suit has been transferred to the concerned Debts Recovery Tribunal and Debts Recovery

Tribunal is said to have disposed of the Suit. Obviously, nothing survives in the appeal.

2. In the circumstances, appeal is disposed of as infructuous.

(R. M. LODHA, J.)

(ANOOP V. MOHTA, J.)